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MAR 0 1 2006

| To: | Director of the USPTO | Re: 09/149,650 |
|-------|---|-----------------------------------|
| Firm: | United States Patent and Trademark Office | Date / Time: March 1, 2006 |
| Stree | t Address: | Phone: |
| City, | State Zip: Washington, D.C., 20231 | Fax: (571) 273-8300 |
| cc: | | No. of Pages: 5 (including cover) |

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Message:

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I hereby certify that this correspondence is being filed via facsimile and addressed to Mail Stop Petition, Commissioner for Palents, P.O. Box 1450. Alexandria, Virginia 22313,1450 on the date indicated below.

Peter K. Trzyna (Reg. No. 32,60 March 1, 2006 MAR 0 1 2006

PATENT

Paper No.

File: ProFlowers-P1-98

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor

SCHUTZ, Jared P.

Serial No.

09/149,650

Filed

Date:_

8 September 1998

For

COMPUTERIZED CONTROL SYSTEM LOCATED

AT AN ORDER CENTER FOR SHIPPING PRODUCT FROM A REMOTELY LOCATED

DISTRIBUTION CENTER

Group Art Unit

3628

Examiner

Richard Fults

MS: Petitions

Honorable Commissioner of Patents

P.O. Box 1450

Alexandria, VA 22313-1450

TRANSMITTAL LETTER

SIR:

Transmitted herewith for filing in the above-identified patent application is the following:

1. Petition to Invoke the Supervisory Authority of the Director of the USPTO.

APPLICANT CLAIMS SMALL ENTITY STATUS. The Commissioner is hereby authorized to charge any fees associated with the above-identified patent application or credit any overcharges to Deposit Account No. 50-0235.

09/149,650

Please direct all correspondence to the undersigned at the address given below.

Respectfully submitted,

Date: March 1, 2006

Peter K. Trzyna

(Reg. No. 32,601)

P.O. Box 7131 Chicago, Illinois 60680-7131 (312) 240-0824

(312) 240-0825

p.4

RECEIVED CENTRAL FAX CENTER

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I hereby certify that this correspondence is being filed via tacsimile and addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450. Alexa dria, Virginia 23313-1450 on the date indicated below.

Trzyna (Reg. No

171

PATENT

Paper No.

File No. Proflowers-P1-98

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3628

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Richard Fults

MS: Petitions

The Commissioner of Patents

P.O. Box 1450

Alexandria, VA 22313-1450

PETITION TO INVOKE THE SUPERVISORY AUTHORITY OF THE DIRECTOR OF THE USPTO

SIR:

Applicant respectfully Petitions the Commissioner to advance or take some action in the above identified case.

As shown in the file of the above-referenced application, Applicant paid the issue fee in July 2004, and responsive to a telephone call from Examiner Samuel Sough, made a filing in August 2005. Since that later time, there seems to have been no PTO action or advancement of the patent application, despite calls to the PTO to seek action or advancement of the patent application. In view of the foregoing, Applicant respectfully Petitions the

Commissioner to advance or take some action in the above-identified case.

Applicant claims small entity status. The Commissioner is hereby authorized to charge any fees associated with the above-identified patent application or credit any overcharges to Deposit Account No. 50-0235.

If the prosecution of this case can be in any way advanced by a telephone discussion, the Examiner is requested to call the undersigned at (312) 240-0824.

Respectfully submitted,

Date: March 1, 2006

Peter K. Trzyna (Reg. No. 32,601)

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